

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (408) 720-8300

INTELLECTUAL PROPERTY LAW
12400 WILSHIRE BOULEVARD, 7TH FLOOR
LOS ANGELES, CA 90025

FACSIMILE: (408) 720-8383

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Deliver to: MS: Amendment, USPTO

Art Group: 2661

Facsimile No.: (571) 273-8300

Date: 10-13-05

From: Daniel M. DeVos, Reg. No. 37,813

Our Docket No.: 4906P016

Number of pages 13, including this sheet.

Application No.: 09/887,299

Filing Date: 6/22/2001

Docket Due Date(s): 10/29/2005

Enclosed are the following documents:

| | |
|--|---|
| <input checked="" type="checkbox"/> Amendment: Response (12 pgs) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Appeal Brief (pgs) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application: (. pgs) w/cover & abstract) | <input type="checkbox"/> Petition for: . |
| <input type="checkbox"/> Assignment & Cover Sheet (. pgs) | <input type="checkbox"/> Request for Continued Examination (RCE) |
| <input checked="" type="checkbox"/> Certificate of Facsimile | <input type="checkbox"/> Reply Brief (. pgs) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) |
| <input type="checkbox"/> Declaration & POA (pgs) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Drawings: sheets, figures | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Extension of Time: . | <input type="checkbox"/> Response to Written Opinion (pgs) |
| <input type="checkbox"/> Fee Transmittal (in duplicate) | <input type="checkbox"/> Terminal Disclaimer |
| <input type="checkbox"/> IDS & PTO/SB/08 (pgs) | <input type="checkbox"/> Transmittal of Publication Fee Due |
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CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.84)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|----------------------|---|---|------------------|------|
| Appl. No. | : | 09/887,299 | Confirmation No. | 6835 |
| First Named Inventor | : | Siegfried Luft | | |
| Filed | : | June 22, 2001 | | |
| TC/A.U. | : | Method and Apparatus for a Variable Rate Pips | Art Unit: | 2661 |
| Examiner | : | Not yet assigned | | |
| Docket No. | : | 4906.P016 | | |
| Customer No. | : | 08791 | | |

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the restriction requirement dated September 29, 2005, applicant elects to prosecute claims in Group 2 as set forth below.

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CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

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10/13/05

(Date)

Attorney Docket No.: 04906.P016

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Appl. No. 09/887,299